UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ASSOCIATED PRESS, **Plaintiff,** **- against -** **UNITED STATES DEPARTMENT OF DEFENSE,** **Defendant.**	**ECF Case** **No. 05 Civ. 5468 (JSR)** **NOTICE OF CROSS MOTION**

PLEASE TAKE NOTICE THAT, upon the Declaration of Adam J. Rappaport, the accompanying memorandum of law, and statement pursuant to Local Rule of Civil Procedure 56.1, plaintiff the Associated Press will cross-move this Court before the Honorable Jed S. Rakoff, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, for an order granting summary judgment in plaintiff's favor. The schedule for service and filing of motion papers is as follows: (1) plaintiff's cross-motion is due March 3, 2006; and (2) defendant's opposition is due March 9, 2006. The Court has not scheduled oral argument on this motion.

Dated: March 3, 2006

Respectfully submitted,

LEVINE SULLIVAN KOCH & SCHULZ, L.L.P.

By: /s/ David A. Schulz
David A. Schulz (DS-3180)
Adam J. Rappaport

230 Park Avenue, Suite 1160
New York, NY 10169
Tel: (212) 850-6100
Fax: (212) 850-6299

Counsel for The Associated Press

Dockets.Justia.com